



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S)

: Arthur A. Tartaglia

TITLE

: SURGICAL MARKER

APPLICATION NO.

: 10/657,889

FILED

: September 9, 2003

CONFIRMATION NO.

: 2637

EXAMINER

: Aaron P. Roane

ART UNIT

: 3739

LAST OFFICE ACTION

: September 22, 2004

ATTORNEY DOCKET NO.

: DERZ 2 00001

Cleveland, OH 44114

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The initial period for responding to the Office Action issued September 22, 2004 expired on December 22, 2004.

The requested extension and fee are as follows:

	LARGE ENTITY FEE	SMALL ENTITY FEE	AMOUNT ENCLOSED
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120.00	\$60.00	
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450.00	\$225.00	225.00
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1,020.00	\$510.00	
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1,590.00	\$795.00	
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2,160.00	\$1,080.00	

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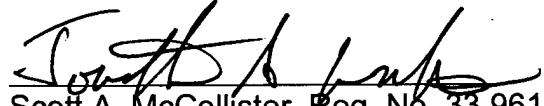
A check in the amount of \$225.00 is enclosed. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 06-0308. I have enclosed a duplicate copy of this sheet.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

February 22, 2005

Date


Scott A. McCollister, Reg. No. 33,961
Jonathan A. Withrow, Reg. No. 54,548
1100 Superior Avenue
Seventh Floor
Cleveland, OH 44114-2518
216/861-5582

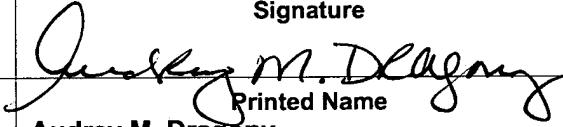
CERTIFICATE OF MAILING

I certify that this Petition for Extension of Time Under 37 C.F.R. 1.136(a) and accompanying document(s) are being

deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.

deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AMENDMENT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:	Signature
	
Date	Printed Name
February 22, 2005	Audrey M. Dragony